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 AMERICAN REGISTRY FOR INTERNET NUMBERS, LTD.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

GARY KREMEN, an individual,
 Plaintiff,

vs.

AMERICAN REGISTRY FOR
 INTERNET NUMBERS, LTD., a Virginia
 corporation,
 Defendant.

Case No. **C 06 2554 JW**
 [Related to Case No. C 98-20718 JW]

**STATEMENT OF RECENT DECISION
 RELEVANT TO THE REPLY IN
 SUPPORT OF AMERICAN REGISTRY
 FOR INTERNET NUMBERS, LTD.'S
 MOTION TO DISMISS OR,
 ALTERNATIVELY, FOR STAY**

Date: October 23, 2006
 Time: 9:00 a.m.
 Courtroom: Courtroom 8, 4th Floor

Action Filed: April 12, 2006
 TRIAL DATE: NONE SET

TO THE COURT, THE PARTIES, AND COUNSEL OF RECORD:

Pursuant to Northern District Local Rule 7-3(d), Defendant AMERICAN REGISTRY

1 FOR INTERNET NUMBERS, LTD. ("ARIN") hereby provides notice that the California Court
2 of Appeal issued an opinion in *AmerUS Life Ins. Co. v. Bank of America, N.A.*, 2006 WL
3 2781059 (Cal. App. 2 Dist., 2006) ("*AmerUS Life*"), which was published on October 2, 2006, the
4 same day that ARIN filed its Reply in Support of its Motion to Dismiss Or, Alternatively, For
5 Stay. This decision is relevant to and supports the statute of limitations arguments made by
6 ARIN in Section II(a)(2) of its Reply brief.

7 A copy of the *AmerUS Life* opinion is attached hereto as Exhibit A.

8
9 Dated: October 3, 2006

MANATT, PHELPS & PHILLIPS, LLP

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11 By: /s/ Christopher L. Wanger
12 Christopher L. Wanger
13 Attorneys for *Defendant*
14 AMERICAN REGISTRY FOR INTERNET
15 NUMBERS, LTD.

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